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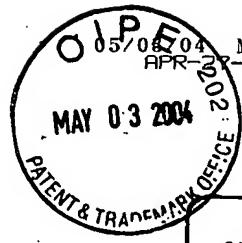
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**DECLARATION AND POWER OF  
ATTORNEY FOR PATENT APPLICATION  
(37 CFR 1.63)**

Declaration Submitted with Initial Filing

OR

Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16(e)) required)

Attorney Docket Number	42P17642
First Named Inventor	Sundaeep M. Bajikar
<b>COMPLETE IF KNOWN</b>	
Application Number	10/718,103
Filing Date	November 19, 2003
Art Unit	
Examiner Name	

**As a below named inventor, I hereby declare that:**

My residence, mailing address, and citizenship are as stated below, next to my name.

I believe I am the original and first inventor (if only one name listed below) or an original and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**A METHOD AND APPARATUS FOR IMPLEMENTING SUBSCRIBER IDENTITY MODULE (SIM)  
CAPABILITIES IN AN OPEN PLATFORM**

*(Title of the Invention)*

the specification of which

is attached hereto.

OR

was filed on (if applicable):

or 11/19/2003 as United States Application Number 10/718,103

PCT International Application Number \_\_\_\_\_  
and was amended on \_\_\_\_\_ (If applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment specifically referred to above.

I do not know and do not believe that the claimed invention was ever known or used in the United States of America before my invention thereof, or patented or described in any printed publication in any country before my invention thereof or more than one year prior to this application. I do not know and do not believe that the claimed invention was in public use or on sale in the United States of America more than one year prior to this application, nor do I know or believe that the invention has been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months (for a utility patent application) or six months (for a design patent application) prior to this application.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

Docket No. 42P17642

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APR-27-2004 15:58 INTEL

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005  
408 765 4167 P.04/09

MAY 03 2004



I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, or inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s):

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby appoint the persons listed on Appendix A hereto (which is incorporated by reference and a part of this document) as my respective patent attorneys and patent agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected herewith.

Direct all correspondence to:  Customer Number **08791** or  Correspondence address below

Name	Blakely, Sokoloff, Taylor & Zafman LLP		
Address	12400 Wilshire Boulevard, 7th Floor		
City	Los Angeles	State	California
Country	Telephone (408) 720-8300		Zip Code 90025
			Fax (408) 720-8383

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**NAME OF SOLE OR FIRST INVENTOR:**  A petition has been filed for this undersigned inventor

Full Name:	Sundeep M. Bajikar
Inventor's Signature	<i>Sundeep M. Bajikar</i>
First, Middle (if any), Family Name (or Surname), and Suffix (if any)	
Date	4-27-2004
Residence	Santa Clara, California USA (City, State, Country)
Mailing Address	Citizenship India (Country) 1530 Vista Club Circle #209 Santa Clara, California 95054 USA

Docket No. 42P17642

-2-

**NAME OF SECOND INVENTOR:**  A petition has been filed for this undersigned inventor

Full Name: Luke E. Girard  
(First, Middle [if any], Family Name (or Surname), and Suffix [if any])  
Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_  
Residence Santa Clara, California USA Citizenship USA  
(City, State, Country) (Country)  
Mailing Address 239 Rodonovan Court  
Santa Clara, California 95052 USA

**NAME OF THIRD INVENTOR:**  A petition has been filed for this undersigned inventor

Full Name: Ramgopal K. Reddy  
(First, Middle [if any], Family Name (or Surname), and Suffix [if any])  
Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_  
Residence Portland, Oregon USA Citizenship USA  
(City, State, Country) (Country)  
Mailing Address 13878 Northwest Falconridge Lane  
Portland, Oregon 97229 USA

**NAME OF FOURTH INVENTOR:**  A petition has been filed for this undersigned inventor

Full Name: Frands X. McKeen  
(First, Middle [if any], Family Name (or Surname), and Suffix [if any])  
Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_  
Residence Portland, Oregon USA Citizenship USA  
(City, State, Country) (Country)  
Mailing Address 10612 NW LeMans Court  
Portland, Oregon 97229 USA

**NAME OF FIFTH INVENTOR:**  A petition has been filed for this undersigned inventor

Full Name: Kelan C. Silvester  
(First, Middle [if any], Family Name (or Surname), and Suffix [if any])  
Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_  
Residence Portland, Oregon USA Citizenship USA  
(City, State, Country) (Country)  
Mailing Address 19840 NW Metallus Drive  
Portland, Oregon 97229 USA  
Docket No. 42P17642

## Appendix A

I hereby appoint with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith, BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN, a firm including; William E. Alford, Reg. No. 37,784; Farzad E. Amini, Reg. No. 42,261; Anthony H. Azure, Reg. No. 52,580; W. Thomas Babbitt, Reg. No. 39,591; Jordan M. Becker, Reg. No. 39,802; Todd M. Becker, Reg. No. 43,487; Michael A. Bernadicou, Reg. No. 35,934; Roger W. Blakely, Jr., Reg. No. 25,831; R. Alan Burnett, Reg. No. 46,149; Gregory D. Caldwell, Reg. No. 39,926; Thomas M. Coester, Reg. No. 39,837; Mimi D. Dao, Reg. No. 45,628; Stephen M. De Klerk, Reg. No. 46,503; Daniel M. De Vas, Reg. No. 37,813; Sanjeet Dutta, Reg. No. 46,145; Tarek N. Fahmi, Reg. No. 41,402; Thomas S. Ferrill, Reg. No. 42,532; Angelo J. Gaz, Reg. No. 45,907; Andre M. Gibbs, Reg. No. 47,593; James Y. Go, Reg. No. 40,621; J. Scott Hellerson, Reg. No. 46,765; James A. Henry, Reg. No. 41,084; Willmore F. Holbrow III, Reg. No. 41,845; Sheryl Sue Holloway, Reg. No. 37,850; George W. Hoover II, Reg. No. 32,882; Eric S. Hyman, Reg. No. 30,139; Walter T. Kim, Reg. No. 42,731; Eric T. Khg, Reg. No. 44,188; Steve Laut, Reg. No. 47,738; Suk S. Lee, Reg. No. 47,746; Gordon R. Lindeen III, Reg. No. 33,192; Jan C. Little, Reg. No. 41,181; Joseph Lutz, Reg. No. 43,765; Michael J. Mallie, Reg. No. 36,591; Andre L. Marais, Reg. No. 48,095; Raul D. Martinez, Reg. No. 46,904; Paul A. Mendonsa, Reg. No. 42,879; Jonathan S. Miller, Reg. No. 48,534; Heather M. Molleur, Reg. No. 50,432; Richard A. Nakashima, Reg. No. 42,023; Thinh V. Nguyen, Reg. No. 42,034; Robert B. O'Rourke, Reg. No. 46,972; Daniel E. Ovanezian, Reg. No. 41,236; Phillip A. Pedigo, Reg. No. P-52,107; Marina Portnova, Reg. No. 45,750; James H. Salter, Reg. No. 35,668; William W. Schaaf, Reg. No. 39,018; James C. Scheller, Reg. No. 31,195; Kevin G. Shao, Reg. No. 45,095; Stanley W. Sokoloff, Reg. No. 25,128; Judith A. Szepesi, Reg. No. 39,393; Edwin H. Taylor, Reg. No. 25,129; Lisa Tom, Reg. No. P-52,291; Kerry D. Tweet, Reg. No. 48,859; Mark C. Van Ness, Reg. No. 39,865; Thomas A. Van Zandt, Reg. No. 43,219; Lester J. Vincent, Reg. No. 31,460; John P. Ward, Reg. No. 40,216; Mark L. Watson, Reg. No. 46,322; Thomas C. Webster, Reg. No. 46,154; C. Teresa Wong, Reg. No. 48,042; and Norman Zafman, Reg. No. 26,250; my patent attorneys, and Brent E. Vecchia, Reg. No. 48,011, and Lehua Weng, Reg. No. 48,023; my patent agents, with offices located at 12400 Wilshire Boulevard, 7th Floor, Los Angeles, California 90025, telephone (310) 207-3800. I also appoint Alan K. Aldous, Reg. No. 31,905; Rob D. Anderson, Reg. No. 33,828; Shireen I. Bacon, Reg. No. 40,494; Michael Barre, Reg. No. 44,023; Jay P. Beale, Reg. No. 50,901; R. Edward Brake, Reg. No. 37,784; Ben Burge, Reg. No. 42,372; Robert Chang, Reg. No. 48,765; George Chen, Reg. No. 50,807; Glen B. Chol, Reg. No. 43,548; Kenneth Cool, Reg. No. 40,570; Ted A. Crawford, Reg. No. 50,610; Robert Dahl, Reg. No. 35,718; Jeffrey S. Draeger, Reg. No. 41,000; Cynthia Thomas Faatz, Reg. No. 39,873; Christopher Gagne, Reg. No. 38,142; Sharmin N. Green, Reg. No. 41,410; Robert Greenberg, Reg. No. 44,133; Bradley Greenwald, Reg. No. 34,341; Libby Hope, Reg. No. 48,774; Jeffrey B. Huter, Reg. No. 41,088; Seth Z. Kalson, Reg. No. 40,670; Peter Lam, Reg. No. 44,855; Isaac Lin, Reg. No. 50,672; Anthony Martinez, Reg. No. 44,223; Molly McCall, Reg. No. 48,126; Larry Mennemeyer, Reg. No. 51,003; Erik M. Metzger, Reg. No. 53,320; Paul Nagy, Reg. No. 37,888; Michael J. Neshelwati, Reg. No. 47,819; Dennis A. Nicholls, Reg. No. 42,038; Lanny Parker, Reg. No. 44,281; Alan Pedersen-Giles, Reg. No. 39,996; Michael D. Plimier, Reg. No. 43,004; Michael Proksch, Reg. No. 43,021; Kevin A. Reif, Reg. No. 38,381; Crystal D. Sayles, Reg. No. 44,318; Russell Scott, Reg. No. 43,103; Kenneth M. Seddon, Reg. No. 43,105; Mark Sealey, Reg. No. 32,299; Ami P. Shah, Reg. No. 42,143; David Simon, Reg. No. 32,756; Steven P. Skabrat, Reg. No. 38,279; Paul E. Steiner, Reg. No. 41,328; Joni D. Stutman-Horn, Reg. No. 42,173; David Tran, Reg. No. 50,804; John F. Travis, Reg. No. 43,203; Robert Wawrzyn, Reg. No. 54,654; Calvin E. Wells, Reg. No. 43,258; Stuart Whittington, Reg. No. 45,218; Michael Willardson, Reg. No. 50,856; Robert Winkle, Reg. No. 37,474; Rita Wisor, Reg. No. 41,382; Sharon Wong, Reg. No. 37,780; and Steven D. Yates, Reg. No. 42,242; my patent attorneys, and my patent agents, of INTEL CORPORATION, with offices located at 2200 Mission College Blvd., Santa Clara, CA 95052, telephone (408)765-8080; and James R. Thein, Reg. No. 31,710, and John F. Kacvinsky, Reg. No. 40,040, my patent attorneys; with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith.

MAY 03 2004



Title 37, Code of Federal Regulations, Section 1.56  
Duty to Disclose Information Material to Patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that remains under consideration in the application. There is no duty to submit information, which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to §§1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) Prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) The closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
  - (I) Opposing an argument of unpatentability relied on by the Office, or
  - (II) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application;
- (2) Each attorney or agent who prepares or prosecutes the application; and

(3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor,

(e) In any continuation-in-part application, the duty under this section includes the duty to disclose to the Office all information known to the person to be material to patentability, as defined in paragraph (b) of this section, which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

**NAME OF SECOND INVENTOR:**  A petition has been filed for this undersigned inventor

Full Name: Luke E. Girard  
(First, Middle [if any], Family Name (or Surname), and Suffix [if any])

Inventor's Signature 

Date 5/3/2004

Residence Santa Clara, California USA  
(City, State, Country)

Citizenship USA  
(Country)

Mailing Address 239 Rodonovan Court  
Santa Clara, California 95052 USA

**NAME OF THIRD INVENTOR:**  A petition has been filed for this undersigned inventor

Full Name: Ramgopal K. Reddy  
(First, Middle [if any], Family Name (or Surname), and Suffix [if any])

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence Portland, Oregon USA  
(City, State, Country)

Citizenship USA  
(Country)

Mailing Address 13878 Northwest Falconridge Lane  
Portland, Oregon 97229 USA

**NAME OF FOURTH INVENTOR:**  A petition has been filed for this undersigned inventor

Full Name: Francis X. McKeen  
(First, Middle [if any], Family Name (or Surname), and Suffix [if any])

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence Portland, Oregon USA  
(City, State, Country)

Citizenship USA  
(Country)

Mailing Address 10612 NW LeMans Court  
Portland, Oregon 97229 USA

**NAME OF FIFTH INVENTOR:**  A petition has been filed for this undersigned inventor

Full Name: Kelan C. Silvester  
(First, Middle [if any], Family Name (or Surname), and Suffix [if any])

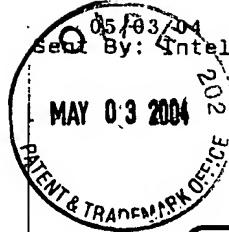
Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence Portland, Oregon USA  
(City, State, Country)

Citizenship USA  
(Country)

Mailing Address 19840 NW Metolius Drive  
Portland, Oregon 97229 USA

Docket No. 42P17642



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**DECLARATION AND POWER OF  
ATTORNEY FOR PATENT APPLICATION**

Declaration  
Submitted  
with Initial  
Filing

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Declaration  
Submitted after Initial  
Filing (surcharge  
(37 CFR 1.16(e))  
required)

<b>Attorney Docket Number</b>		42P17642
<b>First Named Inventor</b>	Sundeep M. Bajikar	
<b>COMPLETE IF KNOWN</b>		
<b>Application Number</b>	10/718,103	
<b>Filing Date</b>	November 19, 2003	
<b>Art Unit</b>		
<b>Examiner Name</b>		

**As a below named Inventor, I hereby declare that:**

**My residence, mailing address, and citizenship are as stated below, next to my name.**

I believe I am the original and first inventor (if only one name listed below) or an original and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

# A METHOD AND APPARATUS FOR IMPLEMENTING SUBSCRIBER IDENTITY MODULE (SIM) CAPABILITIES IN AN OPEN PLATFORM

**(Title of the Invention)**

the specification of which

is attached hereto.

OR

was filed on (if applicable):

— 11/19/2003

as United States Application Number  
PCT International Application Number

10/718.103

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment specifically referred to above.

I do not know and do not believe that the claimed invention was ever known or used in the United States of America before my invention thereof, or patented or described in any printed publication in any country before my invention thereof or more than one year prior to this application. I do not know and do not believe that the claimed invention was in public use or on sale in the United States of America more than one year prior to this application, nor do I know or believe that the invention has been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months (for a utility patent application) or six months (for a design patent application) prior to this application.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

Docket No. 42P17642

-1-

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, or inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s):

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby appoint the persons listed on Appendix A hereto (which is incorporated by reference and a part of this document) as my respective patent attorneys and patent agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected herewith.

Direct all correspondence to:  Customer Number **08791** or  Correspondence address below

Name	Blankley, Sokoloff, Taylor & Zafman LLP		
Address	12400 Wilshire Boulevard, 7th Floor		
City	Los Angeles	State	California
Country	Telephone (408) 720-8300		Fax (408) 720-8383

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**NAME OF SOLE OR FIRST INVENTOR:**  A petition has been filed for this undersigned inventor

Full Name: Sundeep M. Bajikar  
*(First, Middle [if any], Family Name [or Surname], and Suffix [if any])*

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence Santa Clara, California USA Citizenship India  
*(City, State, Country) (Country)*

Mailing Address 1530 Vista Club Circle #209  
Santa Clara, California 95054 USA

**NAME OF SECOND INVENTOR:**  A petition has been filed for this undersigned inventor

Full Name: Luke E. Girard  
(First, Middle (if any), Family Name (or Surname), and Suffix (if any))

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence Santa Clara, California USA (City, State, Country) Citizenship USA (Country)

Mailing Address 239 Rodanovan Court  
Santa Clara, California 95052 USA

**NAME OF THIRD INVENTOR:**  A petition has been filed for this undersigned inventor

Full Name: Ramgopal K. Reddy  
(First, Middle (if any), Family Name (or Surname), and Suffix (if any))

Inventor's Signature Ramgopal K. Reddy Date April 30, 2004

Residence Portland, Oregon USA (City, State, Country) Citizenship USA (Country)

Mailing Address 13878 Northwest Falconridge Lane  
Portland, Oregon 97229 USA

**NAME OF FOURTH INVENTOR:**  A petition has been filed for this undersigned inventor

Full Name: Francis X. McKee  
(First, Middle (if any), Family Name (or Surname), and Suffix (if any))

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence Portland, Oregon USA (City, State, Country) Citizenship USA (Country)

Mailing Address 10612 NW LeMans Court  
Portland, Oregon 97229 USA

**NAME OF FIFTH INVENTOR:**  A petition has been filed for this undersigned inventor

Full Name: Kelan C. Silvester  
(First, Middle (if any), Family Name (or Surname), and Suffix (if any))

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence Portland, Oregon USA (City, State, Country) Citizenship USA (Country)

Mailing Address 19840 NW Merilus Drive  
Portland, Oregon 97229 USA

Docket No. 42P17642

-3-

**Appendix A**

I hereby appoint with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith, BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN, a firm including: William E. Alford, Reg. No. 37,764; Farzad E. Amini, Reg. No. 42,281; Anthony H. Azure, Reg. No. 52,580; W. Thomas Babbitt, Reg. No. 39,591; Jordan M. Becker, Reg. No. 39,602; Todd M. Becker, Reg. No. 43,487; Michael A. Bernadicou, Reg. No. 36,934; Roger W. Blakeley, Jr., Reg. No. 25,831; R. Alan Burnett, Reg. No. 46,149; Gregory D. Caldwell, Reg. No. 39,926; Thomas M. Coester, Reg. No. 39,637; Mimi D. Dao, Reg. No. 45,826; Stephen M. De Klerk, Reg. No. 48,503; Daniel M. De Vos, Reg. No. 37,813; Sanjeev Dutta, Reg. No. 46,145; Tarek N. Fahmi, Reg. No. 41,402; Thomas S. Ferrill, Reg. No. 42,532; Angelo J. Gaz, Reg. No. 45,907; Andre M. Gibbs, Reg. No. 47,593; James Y. Go, Reg. No. 40,621; J. Scott Helleson, Reg. No. 46,765; James A. Henry, Reg. No. 41,064; Willmore F. Holbrook III, Reg. No. 41,845; Sherry Sue Holloway, Reg. No. 37,850; George W. Hoover II, Reg. No. 32,992; Eric S. Hyman, Reg. No. 30,139; Walter T. Kim, Reg. No. 42,731; Eric T. King, Reg. No. 44,188; Steve Laut, Reg. No. 47,738; Suk S. Lee, Reg. No. 47,745; Gordon R. Linden III, Reg. No. 33,192; Jan C. Little, Reg. No. 41,181; Joseph Lutz, Reg. No. 43,765; Michael J. Makie, Reg. No. 38,591; Andre L. Marais, Reg. No. 48,095; Raul D. Martinez, Reg. No. 48,904; Paul A. Mendonsa, Reg. No. 42,879; Jonathan S. Miller, Reg. No. 48,534; Heather M. Molleur, Reg. No. 50,432; Richard A. Nakashima, Reg. No. 42,023; Thinh V. Nguyen, Reg. No. 42,034; Robert B. O'Rourke, Reg. No. 46,972; Daniel E. Ovanesian, Reg. No. 41,236; Philip A. Pedigo, Reg. No. P-52,107; Marina Portnova, Reg. No. 45,750; James H. Salter, Reg. No. 36,688; William W. Schael, Reg. No. 39,018; James C. Scheller, Reg. No. 31,195; Kevin G. Shao, Reg. No. 45,085; Stanley W. Sokoloff, Reg. No. 26,128; Judith A. Szepesi, Reg. No. 39,383; Edwin H. Taylor, Reg. No. 25,129; Lisa Tom, Reg. No. P-52,291; Kerry D. Tweet, Reg. No. 46,868; Mark C. Van Ness, Reg. No. 39,865; Thomas A. Van Zendt, Reg. No. 43,219; Lester J. Vincent, Reg. No. 31,460; John P. Ward, Reg. No. 40,218; Mark L. Watson, Reg. No. 46,322; Thomas C. Webster, Reg. No. 48,154; C. Teresa Wong, Reg. No. 48,042; and Norman Zafman, Reg. No. 26,250; my patent attorneys, and Brent E. Vecchio, Reg. No. 48,011, and Lehua Wang, Reg. No. 48,023; my patent agents, with offices located at 12400 Wilshire Boulevard, 7th Floor, Los Angeles, California 90025, telephone (310) 207-3800. I also appoint Alan K. Aldous, Reg. No. 31,905; Rob D. Anderson, Reg. No. 33,826; Shireen I. Bacon, Reg. No. 40,494; Michael Barre, Reg. No. 44,023; Jay P. Beale, Reg. No. 50,801; R. Edward Braka, Reg. No. 37,784; Ben Burge, Reg. No. 42,372; Robert Chang, Reg. No. 48, 785; George Chan, Reg. No. 50,807; Glen B. Choi, Reg. No. 43,548; Kenneth Cool, Reg. No. 40,570; Ted A. Crawford, Reg. No. 50,610; Robert Dahl, Reg. No. 35,118; Jeffrey S. Draeger, Reg. No. 41,000; Cynthia Thomas Faatz, Reg. No. 39,973; Christopher Gagne, Reg. No. 38,142; Sharminni N. Green, Reg. No. 41,410; Robert Greenberg, Reg. No. 44,133; Bradley Greenwald, Reg. No. 34,341; Libby Hope, Reg. No. 48,774; Jeffrey B. Huter, Reg. No. 41,086; Seth Z. Kalson, Reg. No. 40,870; Peter Lam, Reg. No. 44,858; Isaac Lin, Reg. No. 50,672; Anthony Martinez, Reg. No. 44,223; Molly McCall, Reg. No. 48,126; Larry Monnemeyer, Reg. No. 51,003; Erik M. Metzger, Reg. No. 63,320; Paul Nagy, Reg. No. 37,896; Michael J. Nesheiwat, Reg. No. 47,819; Dennis A. Nicholls, Reg. No. 42,038; Lanny Parker, Reg. No. 44,281; Alan Pedersen-Giles, Reg. No. 39,896; Michael D. Plitner, Reg. No. 43,004; Michael Prokach, Reg. No. 43,021; Kevin A. Reif, Reg. No. 36,381; Crystal D. Sayles, Reg. No. 44,318; Russell Scott, Reg. No. 43,103; Kenneth M. Seddon, Reg. No. 43,105; Mark Seelby, Reg. No. 32,299; Ami P. Shah, Reg. No. 42,143; David Simon, Reg. No. 32,758; Steven P. Skabrat, Reg. No. 36,279; Paul E. Stelzer, Reg. No. 41,326; Joni D. Stutman-Horn, Reg. No. 42,173; David Tran, Reg. No. 50,804; John F. Travis, Reg. No. 43,203; Robert Wawrzyn, Reg. No. 54,654; Calvin E. Wells, Reg. No. 43,286; Stuart Whittington, Reg. No. 45,215; Michael Williamson, Reg. No. 50,866; Robert Winkle, Reg. No. 37,474; Rita Wior, Reg. No. 41,382; Sharon Wong, Reg. No. 37,760; and Steven D. Yates, Reg. No. 42,242; my patent attorneys, and my patent agents, of INTEL CORPORATION, with offices located at 2200 Mission College Blvd., Santa Clara, CA 95052, telephone (408)785-6080; and James R. Thein, Reg. No. 31,710, and John F. Kacvinsky, Reg. No. 40,040, my patent attorneys; with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith.

**Title 37, Code of Federal Regulations, Section 1.56  
Duty to Disclose Information Material to Patentability.**

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is cancelled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information, which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§1.97(b)-(d) and 1.88. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

(1) Prior art cited in search reports of a foreign patent office in a counterpart application, and

(2) The closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

(1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or

(2) It refutes, or is inconsistent with, a position the applicant takes in:

(i) Opposing an argument of unpatentability relied on by the Office, or

(ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

(1) Each inventor named in the application;

(2) Each attorney or agent who prepares or prosecutes the application; and

(3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

(e) In any continuation-in-part application, the duty under this section includes the duty to disclose to the Office all information known to the person to be material to patentability, as defined in paragraph (b) of this section, which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.



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**DECLARATION AND POWER OF  
ATTORNEY FOR PATENT APPLICATION  
(37 CFR 1.63)** Declaration Submitted with Initial Filing

OR

 Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16(e)) required)

Attorney Docket Number	42P17642
First Named Inventor	Sundeep M. Bajikar
<b>COMPLETE IF KNOWN</b>	
Application Number	10/718,103
Filing Date	November 19, 2003
Art Unit	
Examiner Name	

**As a below named inventor, I hereby declare that:**

My residence, mailing address, and citizenship are as stated below, next to my name.

I believe I am the original and first inventor (if only one name listed below) or an original and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**A METHOD AND APPARATUS FOR IMPLEMENTING SUBSCRIBER IDENTITY MODULE (SIM)  
CAPABILITIES IN AN OPEN PLATFORM***(Title of the Invention)*

the specification of which

 is attached hereto.

OR

 was filed on (if applicable):or 11/19/2003 as United States Application NumberPCT International Application Number 10/718,103

and was amended on \_\_\_\_\_ (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment specifically referred to above.

I do not know and do not believe that the claimed invention was ever known or used in the United States of America before my invention thereof, or patented or described in any printed publication in any country before my invention thereof or more than one year prior to this application. I do not know and do not believe that the claimed invention was in public use or on sale in the United States of America more than one year prior to this application, nor do I know or believe that the invention has been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months (for a utility patent application) or six months (for a design patent application) prior to this application.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

Docket No. 42P17642

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I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, or inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s):

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby appoint the persons listed on Appendix A hereto (which is incorporated by reference and a part of this document) as my respective patent attorneys and patent agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected herewith.

Direct all correspondence to:  Customer Number **08791** or  Correspondence address below

Name	Blakely, Sokoloff, Taylor & Zafman LLP		
Address	12400 Wilshire Boulevard, 7th Floor		
City	Los Angeles	State	California
Country	Telephone (408) 720-8300		Fax (408) 720-8383

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**NAME OF SOLE OR FIRST INVENTOR:**  A petition has been filed for this undersigned inventor

Full Name: Sundeep M. Bajikar  
(First, Middle [if any], Family Name (or Surname), and Suffix [if any])

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence Santa Clara, California USA Citizenship India  
(City, State, Country) (Country)

Mailing Address 1530 Vista Club Circle #209  
Santa Clara, California 95054 USA

**NAME OF SECOND INVENTOR:**  A petition has been filed for this undersigned inventor

Full Name: Luke E. Girard  
(First, Middle [if any], Family Name (or Surname), and Suffix [if any])

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence Santa Clara, California USA  
(City, State, Country) Citizenship USA  
(Country)

Mailing Address 239 Rodonovan Court  
Santa Clara, California 95052 USA

**NAME OF THIRD INVENTOR:**  A petition has been filed for this undersigned inventor

Full Name: Ramgopal K. Reddy  
(First, Middle [if any], Family Name (or Surname), and Suffix [if any])

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence Portland, Oregon USA  
(City, State, Country) Citizenship USA  
(Country)

Mailing Address 13878 Northwest Falconridge Lane  
Portland, Oregon 97229 USA

**NAME OF FOURTH INVENTOR:**  A petition has been filed for this undersigned inventor

Full Name: Francis X. McKeen  
(First, Middle [if any], Family Name (or Surname), and Suffix [if any])

Inventor's Signature Francis X. McKeen Date 6 April 2004

Residence Portland, Oregon USA  
(City, State, Country) Citizenship USA  
(Country)

Mailing Address 10612 NW LeMans Court  
Portland, Oregon 97229 USA

**NAME OF FIFTH INVENTOR:**  A petition has been filed for this undersigned inventor

Full Name: Kelan C. Silvester  
(First, Middle [if any], Family Name (or Surname), and Suffix [if any])

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence Portland, Oregon USA  
(City, State, Country) Citizenship USA  
(Country)

Mailing Address 19840 NW Metolius Drive  
Portland, Oregon 97229 USA

Docket No. 42P17642

## Appendix A

I hereby appoint with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith, BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN, a firm including: William E. Alford, Reg. No. 37,764; Farzad E. Amini, Reg. No. 42,261; Anthony H. Azure, Reg. No. 52,580; W. Thomas Babbitt, Reg. No. 39,591; Jordan M. Becker, Reg. No. 39,802; Todd M. Becker, Reg. No. 43,487; Michael A. Bernadicou, Reg. No. 35,934; Roger W. Blakely, Jr., Reg. No. 25,831; R. Alan Burnett, Reg. No. 48,149; Gregory D. Caldwell, Reg. No. 39,926; Thomas M. Coester, Reg. No. 39,637; Mimi D. Dao, Reg. No. 45,628; Stephen M. De Klerk, Reg. No. 48,503; Daniel M. De Vos, Reg. No. 37,813; Sanjeet Dutta, Reg. No. 46,145; Tarek N. Fahmi, Reg. No. 41,402; Thomas S. Ferrill, Reg. No. 42,532; Angelo J. Gaz, Reg. No. 45,907; Andre M. Gibbs, Reg. No. 47,593; James Y. Go, Reg. No. 40,621; J. Scott Helleson, Reg. No. 46,765; James A. Henry, Reg. No. 41,064; Willmore F. Holbrow III, Reg. No. 41,845; Sheryl Sue Holloway, Reg. No. 37,850; George W Hoover II, Reg. No. 32,992; Eric S. Hyman, Reg. No. 30,139; Walter T. Kim, Reg. No. 42,731; Eric T. Kling, Reg. No. 44,188; Steve Laut, Reg. No. 47,736; Suk S. Lee, Reg. No. 47,745; Gordon R. Lindeen III, Reg. No. 33,192; Jan C. Little, Reg. No. 41,161; Joseph Lutz, Reg. No. 43,765; Michael J. Mallie, Reg. No. 36,691; Andre L. Marais, Reg. No. 48,095; Raul D. Martinez, Reg. No. 46,904; Paul A. Mendonsa, Reg. No. 42,879; Jonathan S. Miller, Reg. No. 48,534; Heather M. Molleur, Reg. No. 50,432; Richard A. Nakashima, Reg. No. 42,023; Thinh V. Nguyen, Reg. No. 42,034; Robert B. O'Rourke, Reg. No. 46,972; Daniel E. Ovanezian, Reg. No. 41,236; Phillip A. Pedigo, Reg. No. P-52,107; Marlina Portnova, Reg. No. 45,750; James H. Salter, Reg. No. 35,668; William W. Schaal, Reg. No. 39,018; James C. Scheller, Reg. No. 31,195; Kevin G. Shao, Reg. No. 45,095; Stanley W. Sokoloff, Reg. No. 25,128; Judith A. Szepesi, Reg. No. 39,393; Edwin H. Taylor, Reg. No. 25,129; Lisa Torn, Reg. No. P-52,291; Kerry D. Tweet, Reg. No. 45,959; Mark C. Van Ness, Reg. No. 39,865; Thomas A. Van Zandt, Reg. No. 43,218; Lester J. Vincent, Reg. No. 31,460; John P. Ward, Reg. No. 40,216; Mark L. Watson, Reg. No. 46,322; Thomas C. Webster, Reg. No. 46,154; C. Teresa Wong, Reg. No. 48,042; and Norman Zafman, Reg. No. 26,250; my patent attorneys, and Brent E. Vecchia, Reg. No. 48,011, and Lehua Wang, Reg. No. 48,023; my patent agents, with offices located at 12400 Wilshire Boulevard, 7th Floor, Los Angeles, California 90025, telephone (310) 207-3800. I also appoint Alan K. Aldous, Reg. No. 31,905; Rob D. Anderson, Reg. No. 33,826; Shireen I. Bacon, Reg. No. 40,494; Michael Barre, Reg. No. 44,023; Jay P. Beale, Reg. No. 50,901; R. Edward Brake, Reg. No. 37,784; Ben Burge, Reg. No. 42,372; Robert Chang, Reg. No. 48, 765; George Chen, Reg. No. 50,807; Glen B. Choi, Reg. No. 43,546; Kenneth Cool, Reg. No. 40,570; Ted A. Crawford, Reg. No. 50,810; Robert Diehl, Reg. No. 35,118; Jeffrey S. Draeger, Reg. No. 41,000; Cynthia Thomas Faatz, Reg. No. 39,973; Christopher Gagne, Reg. No. 36,142; Sharmini N. Green, Reg. No. 41,410; Robert Greenberg, Reg. No. 44,133; Bradley Greenwald, Reg. No. 34,341; Libby Hope, Reg. No. 46,774; Jeffrey B. Huter, Reg. No. 41,086; Seth Z. Kalson, Reg. No. 40,670; Peter Lam, Reg. No. 44,855; Issac Lin, Reg. No. 50,672; Anthony Martinez, Reg. No. 44,223; Molly McCall, Reg. No. 46,126; Larry Mennemeier, Reg. No. 51,003; Erik M. Metzger, Reg. No. 53,320; Paul Nagy, Reg. No. 37,896; Michael J. Nesheiwat, Reg. No. 47,819; Dennis A. Nicholls, Reg. No. 42,036; Lanny Parker, Reg. No. 44,281; Alan Pedersen-Giles, Reg. No. 39,998; Michael D. Plimier, Reg. No. 43,004; Michael Proksch, Reg. No. 43,021; Kevin A. Relf, Reg. No. 38,381; Crystal D. Sayles, Reg. No. 44,318; Russell Scott, Reg. No. 43,103; Kenneth M. Seddon, Reg. No. 43,105; Mark Seeley, Reg. No. 32,299; Ami P. Shah, Reg. No. 42,143; David Simon, Reg. No. 32,756; Steven P. Skabrat, Reg. No. 36,279; Paul E. Steiner, Reg. No. 41,326; Joni D. Stutman-Horn, Reg. No. 42,173; David Tran, Reg. No. 50,804; John F. Travis, Reg. No. 43,203; Robert Wawrzyn, Reg. No. 54,654; Calvin E. Walls, Reg. No. 43,256; Stuart Whittington, Reg. No. 45,215; Michael Willardson, Reg. No. 50,856; Robert Winkle, Reg. No. 37,474; Rita Wisor, Reg. No. 41,382; Sharon Wong, Reg. No. 37,760; and Steven D. Yates, Reg. No. 42,242; my patent attorneys, and my patent agents, of INTEL CORPORATION, with offices located at 2200 Mission College Blvd., Santa Clara, CA 95052, telephone (408)785-8080; and James R. Thelin, Reg. No. 31,710, and John F. Kacvinsky, Reg. No. 40,040, my patent attorneys; with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith.

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Duty to Disclose Information Material to Patentability.**

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is cancelled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information, which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) Prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) The closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
  - (i) Opposing an argument of unpatentability relied on by the Office, or
  - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application;
- (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

(e) In any continuation-in-part application, the duty under this section includes the duty to disclose to the Office all information known to the person to be material to patentability, as defined in paragraph (b) of this section, which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.



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**DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION (37 CFR 1.63)** Declaration Submitted with Initial Filing

OR

 Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16(e)) required)

Attorney Docket Number	42P17642
First Named Inventor	Sundeep M. Bajikar
<b>COMPLETE IF KNOWN</b>	
Application Number	10/718,103
Filing Date	November 19, 2003
Art Unit	
Examiner Name	

**As a below named inventor, I hereby declare that:**

My residence, mailing address, and citizenship are as stated below, next to my name.

I believe I am the original and first inventor (if only one name listed below) or an original and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**A METHOD AND APPARATUS FOR IMPLEMENTING SUBSCRIBER IDENTITY MODULE (SIM) CAPABILITIES IN AN OPEN PLATFORM***(Title of the Invention)*

the specification of which

 is attached hereto.

OR

 was filed on (if applicable):or 11/19/2003 as United States Application Number 10/718,103

PCT International Application Number \_\_\_\_\_

and was amended on \_\_\_\_\_ (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment specifically referred to above.

I do not know and do not believe that the claimed invention was ever known or used in the United States of America before my invention thereof, or patented or described in any printed publication in any country before my invention thereof or more than one year prior to this application. I do not know and do not believe that the claimed invention was in public use or on sale in the United States of America more than one year prior to this application, nor do I know or believe that the invention has been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months (for a utility patent application) or six months (for a design patent application) prior to this application.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

Docket No. 42P17642

-1-

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, or inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

**Prior Foreign Application(s):**

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby appoint the persons listed on Appendix A hereto (which is incorporated by reference and a part of this document) as my respective patent attorneys and patent agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected herewith.

Direct all correspondence to:  Customer Number **08791** or  Correspondence address below

Name	Blakely, Sokoloff, Taylor & Zafman LLP		
Address	12400 Wilshire Boulevard, 7th Floor		
City	Los Angeles	State	California
Country	Telephone (408) 720-8300	Zip Code	90025
	Fax (408) 720-8383		

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**NAME OF SOLE OR FIRST INVENTOR:**  A petition has been filed for this undersigned inventor

Full Name: Sundeep M. Bajikar  
*(First, Middle [if any], Family Name (or Surname), and Suffix [if any])*

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence Santa Clara, California USA Citizenship India  
*(City, State, Country)* *(Country)*

Mailing Address 1530 Vista Club Circle #209  
Santa Clara, California 95054 USA

**NAME OF SECOND INVENTOR:**  A petition has been filed for this undersigned Inventor

Full Name: Luke E. Girard  
*(First, Middle [if any], Family Name (or Surname), and Suffix [if any])*

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence Santa Clara, California USA Citizenship USA  
*(City, State, Country)* *(Country)*

Mailing Address 239 Rodonovan Court  
Santa Clara, California 95052 USA

**NAME OF THIRD INVENTOR:**  A petition has been filed for this undersigned Inventor

Full Name: Ramgopal K. Reddy  
*(First, Middle [if any], Family Name (or Surname), and Suffix [if any])*

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence Portland, Oregon USA Citizenship USA  
*(City, State, Country)* *(Country)*

Mailing Address 13878 Northwest Falconridge Lane  
Portland, Oregon 97229 USA

**NAME OF FOURTH INVENTOR:**  A petition has been filed for this undersigned Inventor

Full Name: Francis X. McKeen  
*(First, Middle [if any], Family Name (or Surname), and Suffix [if any])*

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Residence Portland, Oregon USA Citizenship USA  
*(City, State, Country)* *(Country)*

Mailing Address 10612 NW LeMans Court  
Portland, Oregon 97229 USA

**NAME OF FIFTH INVENTOR:**  A petition has been filed for this undersigned Inventor

Full Name: Kelan C. Silvester  
*(First, Middle [if any], Family Name (or Surname), and Suffix [if any])*

Inventor's Signature Kelan C. Silvester Date 2 Apr 04

Residence Portland, Oregon USA Citizenship USA  
*(City, State, Country)* *(Country)*

Mailing Address 19840 NW Metolius Drive  
Portland, Oregon 97229 USA

Docket No. 42P17642

## Appendix A

I hereby appoint with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith, BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN, a firm including: William E. Alford, Reg. No. 37,764; Farzad E. Amini, Reg. No. 42,261; Anthony H. Azure, Reg. No. 52,580; W. Thomas Babbitt, Reg. No. 39,591; Jordan M. Becker, Reg. No. 39,602; Todd. M. Becker, Reg. No. 43,487; Michael A. Bernadicou, Reg. No. 35,934; Roger W. Blakely, Jr., Reg. No. 25,831; R. Alan Burnett, Reg. No. 48,149; Gregory D. Caldwell, Reg. No. 39,926; Thomas M. Coester, Reg. No. 39,637; Mimi D. Dao, Reg. No. 45,628; Stephen M. De Klerk, Reg. No. 46,503; Daniel M. De Vos, Reg. No. 37,813; Sanjeet Dutta, Reg. No. 46,145; Tarek N. Fahmi, Reg. No. 41,402; Thomas S. Ferrill, Reg. No. 42,532; Angelo J. Gaz, Reg. No. 45,907; Andre M. Gibbs, Reg. No. 47,593; James Y. Go, Reg. No. 40,621; J. Scott Helleson, Reg. No. 46,765; James A. Henry, Reg. No. 41,084; Willmore F. Holbrow III, Reg. No. 41,845; Sheryl Sue Holloway, Reg. No. 37,850; George W Hoover II, Reg. No. 32,992; Eric S. Hyman, Reg. No. 30,139; Walter T. Kim, Reg. No. 42,731; Eric T. King, Reg. No. 44,188; Steve Laut, Reg. No. 47,736; Sui S. Lee, Reg. No. 47,745; Gordon R. Lindeen III, Reg. No. 33,192; Jan C. Little, Reg. No. 41,181; Joseph Lutz, Reg. No. 43,765; Michael J. Mallie, Reg. No. 36,591; Andre L. Marais, Reg. No. 48,095; Raul D. Martinez, Reg. No. 46,904; Paul A. Mendonsa, Reg. No. 42,879; Jonathan S. Miller, Reg. No. 48,634; Heather M. Molleur, Reg. No. 50,432; Richard A. Nakashima, Reg. No. 42,023; Thinh V. Nguyen, Reg. No. 42,034; Robert B. O'Rourke, Reg. No. 46,972; Daniel E. Ovanezian, Reg. No. 41,236; Phillip A. Pedigo, Reg. No. P-52,107; Marina Portnova, Reg. No. 45,750; James H. Salter, Reg. No. 35,668; William W. Schaal, Reg. No. 38,018; James C. Scheller, Reg. No. 31,195; Kevin G. Shao, Reg. No. 45,095; Stanley W. Sokoloff, Reg. No. 25,128; Judith A. Szepesi, Reg. No. 39,393; Edwin H. Taylor, Reg. No. 25,129; Lisa Tom, Reg. No. P-52,291; Kerry D. Tweet, Reg. No. 45,959; Mark C. Van Ness, Reg. No. 39,865; Thomas A. Van Zandt, Reg. No. 43,219; Lester J. Vincent, Reg. No. 31,480; John P. Ward, Reg. No. 40,216; Mark L. Watson, Reg. No. 46,322; Thomas C. Webster, Reg. No. 46,154; C. Teresa Wong, Reg. No. 48,042; and Norman Zafman, Reg. No. 26,250; my patent attorneys, and Brent E. Vecchla, Reg. No. 48,011, and Lehua Wang, Reg. No. 48,023; my patent agents, with offices located at 12400 Wilshire Boulevard, 7th Floor, Los Angeles, California 90025, telephone (310) 207-3800. I also appoint Alan K. Aldous, Reg. No. 31,905; Rob D. Anderson, Reg. No. 33,826; Shireen I. Bacon, Reg. No. 40,494; Michael Barre, Reg. No. 44,023; Jay P. Beale, Reg. No. 50,901; R. Edward Brake, Reg. No. 37,784; Ben Burge, Reg. No. 42,372; Robert Chang, Reg. No. 48, 765; George Chen, Reg. No. 50,807; Glen B. Choi, Reg. No. 43,546; Kenneth Cool, Reg. No. 40,570; Ted A. Crawford, Reg. No. 50,610; Robert Diehl, Reg. No. 35,118; Jeffrey S. Draeger, Reg. No. 41,000; Cynthia Thomas Faatz, Reg. No. 39,973; Christopher Gagne, Reg. No. 36,142; Sharminni N. Green, Reg. No. 41,410; Robert Greenberg, Reg. No. 44,133; Bradley Greenwald, Reg. No. 34,341; Libby Hope, Reg. No. 46,774; Jeffrey B. Huter, Reg. No. 41,086; Seth Z. Kaison, Reg. No. 40,670; Peter Lam, Reg. No. 44,855; Issac Lin, Reg. No. 50,672; Anthony Martinez, Reg. No. 44,223; Molly McCall, Reg. No. 46,128; Larry Mennemeier, Reg. No. 51,003; Erik M. Metzger, Reg. No. 53,320; Paul Nagy, Reg. No. 37,898; Michael J. Neshelwat, Reg. No. 47,819; Dennis A. Nicholls, Reg. No. 42,036; Lanny Parker, Reg. No. 44,281; Alan Pedersen-Giles, Reg. No. 39,996; Michael D. Pilmler, Reg. No. 43,004; Michael Proksch, Reg. No. 43,021; Kevin-A. Reif, Reg. No. 36,381; Crystal D. Sayles, Reg. No. 44,318; Russell Scott, Reg. No. 43,103; Kenneth M. Seddon, Reg. No. 43,105; Mark Seeley, Reg. No. 32,299; Ami P. Shah, Reg. No. 42,143; David Simon, Reg. No. 32,756; Steven P. Skabrat, Reg. No. 36,279; Paul E. Steiner, Reg. No. 41,326; Joni D. Stutman-Horn, Reg. No. 42,173; David Tran, Reg. No. 50,804; John F. Travis, Reg. No. 43,203; Robert Wawrzyn, Reg. No. 54,654; Calvin E. Wells, Reg. No. 43,256; Stuart Whittington, Reg. No. 45,215; Michael Willardson, Reg. No. 50,856; Robert Winkle, Reg. No. 37,474; Rita Wisor, Reg. No. 41,382; Sharon Wong, Reg. No. 37,760; and Steven D. Yates, Reg. No. 42,242; my patent attorneys, and my patent agents, of INTEL CORPORATION, with offices located at 2200 Mission College Blvd., Santa Clara, CA 95052, telephone (408)765-8080; and James R. Thein, Reg. No. 31,710, and John F. Kacvinsky, Reg. No. 40,040, my patent attorneys: with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith.

**Title 37, Code of Federal Regulations, Section 1.56  
Duty to Disclose Information Material to Patentability.**

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is cancelled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information, which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) Prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) The closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
  - (i) Opposing an argument of unpatentability relied on by the Office, or
  - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application;
- (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

(e) In any continuation-in-part application, the duty under this section includes the duty to disclose to the Office all information known to the person to be material to patentability, as defined in paragraph (b) of this section, which became available between the filing date of the prior application and the national or PCT International filing date of the continuation-in-part application.